IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 6401 of 2005

Between:

Maheswari Educational Society, Plot No. 303, Prasanth Apartments, Anandanagar Colony, Khairatabad, Hyderabad - 4, Rep by its President, Smt. V. Padmavathi

... PETITIONER

AND

1 The Government of Andhra Pradesh, Rep by its Principal Secretary, Medical and Health, Secretariat, Hyderabad.
2 The Direct of Medical Education, Govt. of A.P. Sultan Bazar, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order, writ or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in not issuing G.O. to establish School of Nursing to the petitioner's society is illegal, arbitrary, and violation of the principles of natural justice and consequently direct the respondent to consider the representation dt. 16-2-2005.

Counsel for the Petitioner: MR.VADDIPAMULETY

Counsel for the Respondent No.: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed seeking writ of Mandamus declaring the action of the respondents in not issuing G.O. to establish School of Nursing to the petitioner's society as arbitrary and illegal and consequently to direct the respondents to consider the representation dated 16-02-2005.

The petitioner-society, in pursuance of the notification issued by the Chairman, Selection Committee for Paramedical Institutions, has submitted its application complying with all the requirements. In pursuance thereof, the Chairman, Selection Committee appointed inspection team and the same has inspected and submitted its report. In the mean time, the Selection Committee was disbanded. Thereafter, the second respondent-Director of Medical Education by proceedings dated 18-11-2004 directed re-inspection of petitioner's School of Nursing and to submit the report as to whether the defects painted out in the earlier report are rectified. The only grievance of the petitioner is that the respondents have failed to take any further steps and no orders have been passed, so far. In those circumstances, the petitioner made a representation dated 16-02-2005 requesting to accord permission to start Maheswari School of Nursing, however, the respondents have not taken any steps. Hence, this writ petition.

I have heard the learned counsel for the petitioner and the learned Government

Pleader for Medical and Health appearing for the respondents.

Having regard to the facts and circumstances of the case and particularly in view of the fact that the Inspection Committee has already submitted its report, I deem it appropriate to dispose of the writ petition with a direction to the respondents to consider the representation of the petitioner dated 16-02-2005 and pass appropriate orders, in accordance with law, as expeditiously as possible, preferably within a period of four weeks from the date of receipt of a copy of this order and communicate the same to the petitioner.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 25-03-2005

Note: Furnish C.C. in three days

B/o.

LSK

ASSISTANT REGISTRAR

To

1. The Principal Secretary, Government of Andhra Pradesh,
   Medical and Health, Secretariat, Hyderabad.

2 The Direct of Medical Education, Govt. of A.P. Sultan Bazar, Hyderabad.

3. Two C.Cs. to the Government Pleader for Medical and Health, High Court Buildings, Hyderabad. (OUT)

4. Two C.D. copies.